

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF MISSISSIPPI
SOUTHERN DIVISION**

HCB FINANCIAL CORP.

PLAINTIFF

V.

CIVIL ACTION NO. 1:10CV559-HSO-JCG

LEE F. KENNEDY

DEFENDANT

**MOTION FOR LEAVE TO DEPOSIT FUNDS WITH COURT
AND FOR ORDER DECLARING JUDGMENT SATISFIED**

COMES NOW, Lee F. Kennedy n/k/a Lee McPherson (“Kennedy”), by and through counsel and pursuant to Rule 67 and 57 of the Federal Rules of Civil Procedure, and files this Motion for Leave to Deposit Funds with Court and for Order Declaring Judgment Satisfied, and in support thereof would show unto the Court as follows:

1. HCB obtained an Amended Final Judgment against Kennedy on July 11, 2013, for the sum of \$2,019,495.82. [ECF #148].

2. As of January 25, 2019, the statutory post-judgment interest is \$16,797.78, for a total amount of \$2,036,293.60.

3. Upon information and belief, HCB is claiming additional post-judgment attorney’s fees to satisfy the judgment, and Kennedy disputes any demand for post-judgment attorney’s fees.

4. Pursuant to Rule 67 of the Federal Rules of Civil Procedure, Kennedy seeks leave to immediately deposit \$2,036,293.60 with the Court.

5. Pursuant to Rule 57, after deposit with the Court, and with the understanding that HCB claims that it is entitled to post judgment attorneys’ fees and interest not provided, Kennedy seeks an expedited determination and ruling by the Court that the amount of \$2,036,293.60 does in fact, fully satisfy the judgment against her.

WHEREFORE, PREMISES CONSIDERED, Lee Kennedy respectfully requests that the Court grant her leave to immediately deposit \$2,036,293.60 with the Court and further requests that, after deposit, the Court will declare the judgment satisfied.

This the 25th day of January, 2019.

Respectfully Submitted,

By: /s/ Jeffrey W. Williams
JEFFREY M. WILLIAMS (MBN 100410)

OF COUNSEL:

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CERTIFICATE OF SERVICE

I, Jeffrey M. Williams, as attorney for Lee Kennedy, do hereby certify that I have this day served a true and correct copy of the above and foregoing by ECF Procedures upon all counsel of record.

This the 25th day of January, 2019.

/s/ Jeffrey W. Williams

JEFFREY M. WILLIAMS (MBN 100410)